

(12)

ORIGINAL
IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

DERRICK R. COOMBS,
Plaintiff,

v.

ROBERT W. MYERS, et al.,

Defendants.

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No. 1:CV-01-0247

(Judge Rambo)

FILED
HARRISBURG

JUN 25 2001

MARY E. D'ANDREA, C
Per *gks*
DEPUTY CLERK

MOTION OF DEFENDANTS
TO DISMISS THE COMPLAINT

Defendants Robert W. Meyers, Martin L. Dragovich, J. Harvey Bell, and Martin P. Horn, through their counsel and pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, hereby request this Court to dismiss the action against them. In support of this motion, defendants refer the Court to a brief that will be filed within ten (10) days, pursuant to Local Rule 7.5.

Respectfully submitted,

D. MICHAEL FISHER
Attorney General

By: *Patrick S. Cawley*
PATRICK S. CAWLEY
Deputy Attorney General
Attorney I.D. 85575

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**SUSAN J. FORNEY
Chief Deputy Attorney General
Chief, Litigation Section**

COUNSEL FOR DEFENDANTS

Date: June 25, 2001

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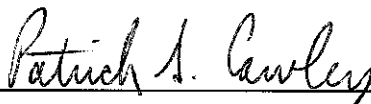
Defendants.

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CERTIFICATE OF SERVICE

I, Patrick S. Cawley, Deputy Attorney General for the Commonwealth of Pennsylvania, hereby certify that on June 25, 2001, I served a true and correct copy of the foregoing **Motion of Defendants to Dismiss the Complaint** by causing it to be deposited in the United States Mail, first-class postage prepaid to the following:

Derrick R. Coombs, CT-1800
SCI-Camp Hill
2500 Lisburn Road
P.O. Box 8837
Camp Hill, PA 17001-8837



PATRICK S. CAWLEY
Deputy Attorney General

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ORDER

AND NOW, this _____ day of _____, 2001, upon
consideration of the motion of defendants to dismiss the complaint, it is hereby
ORDERED that the motion is GRANTED. The complaint against defendants is
DISMISSED WITH PREJUDICE.

By the Court:

SYLVIA H. RAMBO
United States District Judge